

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Damamichele Brennan et al.

Application No.: 10/673,697

Confirmation No.: 4170

Filed: September 29, 2003

Art Unit: 3689

For: OPEN ARCHITECTURE TECHNOLOGY
PLATFORM HAVING FRONT END
ADMINISTRATIVELY DRIVEN DELIVERY
MANAGEMENT SYSTEM

Examiner: T. D. Nguyen

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed February 27, 2009 (Paper No. 1), applicant hereby provisionally elects Group I: claims 1-23 and 38-49 for continued examination, with traverse.

The Examiner has required restriction between:

Group I: Claims 1-23 and 38-49, drawn to a system and method deals with a technology platform comprising a management system and gateway, classified in class 705, subclass 9;

Group II: Claims 24-36 and 37, drawn to a system comprising technology platform for implementing a physician services program comprising a center, registration engine and a portal, classified in class 705, subclass 1; and

Group III: Claim 50, drawn to a method for providing benchmarking information, classified in class 705, subclass 8.

Applicant traverses the present restriction requirement for at least the following reason. MPEP §803 states that “[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to independent or distinct inventions.” Applicant respectfully submits that examination of the entire application can be made without a serious burden and, therefore, the Examiner should examine it on the merits even if it claims independent and distinct inventions.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 16576-00006-US from which the undersigned is authorized to draw.

Dated: August 27, 2009

Respectfully submitted,

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